

COPY

P R O C E E D I N G S
OF THE
LOUISIANA WILD LIFE AND FISHERIES COMMISSION

BOARD MEETING
Tuesday, March 23, 1971
10:00 o'clock a.m.

Wild Life & Fisheries
Building
400 Royal Street
New Orleans, Louisiana



Helen R. Dietrich, Inc.
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P R O C E E D I N G S

The Board Meeting of the Louisiana Wild Life and Fisheries Commission convened at 10:00 o'clock a.m. on Tuesday, March 23, 1971, at the Wild Life and Fisheries Building, 400 Royal Street, New Orleans, Louisiana, Mr. H. C. Wright, Vice-Chairman, presiding.

PRESENT WERE:

H. C. WRIGHT, Vice-Chairman

C. M. HOFFPAUER, Director

J. E. KYLE, JR.

HOBSON NORRIS

J. L. WALKER

J. L. WINFREE

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A G E N D A

1. Approval of the minutes of the meeting held on February 16, 1971. (4)

RICHARD K. YANCEY:

2. Consider updating and reprinting Dr. George Lowery's book entitled "Louisiana Birds". (9)

3. Contribution to Ducks Unlimited (4)
from Louisiana Wild Life and
Fisheries Commission.

ALLAN B. ENSMINGER:

4. Request by Cities Service Oil (15)
Company to install a production
platform and pipeline on
Pass-a-Loutre.
5. Request by Humble Oil and (15)
Refining Company to dredge
canal on north shore of
Marsh Island.

HARRY SCHAFER:

6. Consideration of bids received (17)
for the construction of Bay
Gardene marine research
installation.
7. Request by Atlas Construction (20)
Company for permit renewal to
dredge sand and/or fill material
from Mississippi River.
8. Request by J. B. Talley & Co., Inc. (22)



for permit to dredge sand and/or
fill material from Mississippi
River.

OTHER BUSINESS.

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THE CHAIRMAN: The Louisiana Wild Life
and Fisheries Commission meeting for March will
come to order.

The first order of business is approval
of the minutes of meeting of February 16, 1971.

MR. KYLE: I so move.

MR. NORRIS: Second.

THE CHAIRMAN: It has been moved by Mr.
Kyle, seconded by Mr. Norris, that the minutes of
the meeting be approved as sent. Any opposition?

(No response)

There being none, so ordered.

Mr. Director.

MR. HOFFPAUER: Richard, go ahead and
give that thing on Ducks Unlimited.

MR. YANCEY: Each year we save a cer-
tain percent of our license fees here and through



(Reporter's Note to Agenda Index)

OTHER BUSINESS:

Congratulations for honor bestowed
on Mr. Yancey and others

(23)

Discussion about Lake Bistineau
drawdown

(25)

Airport Environmental Conference

(30)



a legislative act, I believe -- when was that, '56, '57?

MR. HOFFPAUER: It was about '56.

Mr. YANCEY: It passed that we would reserve a certain portion of our license fees to contribute to Ducks Unlimited, and a lot of other states have taken this from Louisiana. We were one of the first to do it, and this year we are going to give them \$50,000.00 from the sportsmen of the state of Louisiana for building so-called duck factories in Canada. This is one thing that is a real important measure because so much of the pothole country in Canada is being turned into farmlands by bulldozers and land leveling, they cover up these potholes, and Ducks Unlimited has gone up there and built dams and small lakes in the prairie and has really produced a lot of ducks in these areas. This is what this money is being used for. I would like just a consensus of O.K. from the Board on it. It's law, but I would like a concurrence on it.

MR. KYLE: So move.

MR. WALKER: I second, but may I ask you one question?

MR. YANCEY: Yes, sir.

MR. WALKER: I was just going to ask Clay, I mean Clark, did we come out as the second largest contributor to Ducks Unlimited this past year, or third?

MR. HOFFPAUER: We have been all the way from -- we have never been less than tenth, and I don't know this year where we are.

MR. WALKER: Oh, you don't know? I had asked one of the trustees of Ducks Unlimited for this information.

MR. HOFFPAUER: We have been first, and we are second this year, Richard says.

MR. WALKER: Did we come out second then?

MR. HOFFPAUER: We are going to have a total of what, seventy-five?

MR. YANCEY: Well, a total of around --

MR. WALKER: Eighty.

MR. YANCEY: -- \$150,000.00, from the



overall --

MR. HOFFPAUER: State.

MR. YANCEY: -- sportsmen plus the Commission contribution.

MR. HOFFPAUER: Well, I meant our contribution.

MR. YANCEY: Our contribution will be around seventy-five.

MR. HOFFPAUER: Well, it will be fifty and twenty-five, that's the way we figured.

MR. WALKER: Last year, wasn't it \$80,000.00 last year, though, Dick?

MR. YANCEY: Around seventy-five, I believe.

MR. HOFFPAUER: Right.

MR. WALKER: We paid fifty and then I recall that we approved thirty thousand in a meeting.

MR. HOFFPAUER: I can't recall, but we are always in the -- we have been first several times.

THE CHAIRMAN: It has been moved by Mr.



Kyle and seconded by Mr. Walker that we give Ducks Unlimited an advance payment, I guess you would call it, of \$50,000.00.

Any discussion, any more discussion?

(No response)

Any opposition?

(No response)

There being none, so ordered.

(Text of the resolution
is here made part of the
record.)

WHEREAS, in accordance with
law, R. S. 56:104 E (1) the Louisiana
Wild Life and Fisheries Commission has
dedicated funds to be granted to Ducks
Unlimited, Inc., for the development
and preservation of breeding grounds
for migratory waterfowl in Canada, and

WHEREAS, these funds will be
used to produce ducks and geese that
winter in Louisiana, and

THEREFORE, BE IT RESOLVED,



that the Louisiana Wild Life and Fisheries Commission does hereby grant to Ducks Unlimited, Inc., a sum of \$50,000.00 as an advance payment on the sale of 1970-71 hunting licenses.

THE CHAIRMAN: Mr. Yancey.

MR. YANCEY: Mr. Chairman and Members of the Commission, back in 1955 the Commission contributed to the publication of this book entitled Louisiana Birds by Dr. George Lowery, who we think is Louisiana's foremost ornithologist, and of course there were several thousand copies of this book printed at that time. They very quickly sold out and then in 1960 the book was again reprinted and new prints were put out. Those have since sold out.

It is suggested at this time that this book be revised and updated and another edition published, with the Commission's assistance in financing the publication of this book through the Louisiana Press, with Dr. Lowery being, of



course, the author and the Commission being given the recognition as having contributed financially to the publication of this book.

We have met with the LSU press people and Dr. Lowery and they have submitted a proposal to the Commission here that a total of 6,500 copies be printed with a sales price of \$12.00 on each book, and this would require an outlay on the Commission's part of approximately \$25,000.00. Now the LSU press estimates that the Commission will get back approximately 18 to \$19,000.00 of this outlay, plus 250 copies of the book.

I think we are all in agreement that this would be a very worthwhile project and we would like to recommend at this time that we work up a contract with the LSU press and submit this to the Division of Administration for their concurrence and approval. If they do approve it, then we would proceed with having the book updated and a new edition published.

Now I talked to Allan Ensminger and he advises that he feels we can obtain the Commission's



share of this revenue from the Rockefeller Fund. It would be a part of the educational program from the Refuge Fund. I think perhaps we can take some of it out of this fiscal year and the balance of it out of next fiscal year's revenue from Rockefeller.

We would like to recommend at this time that the Commission approve of our going ahead and working up a contract with the LSU press and certainly after this contract is drawn up, we will resubmit it to the Commission.

MR. WINFREE: Question, Mr. Chairman.

THE CHAIRMAN: Go ahead.

MR. WINFREE: Mr. Yancey, do you have any information as to the timetable on the completion of this book?

MR. YANCEY: As best I can determine, it is going to be governed to a great extent by the time it is going to take them to get these new plates on some of these color prints put together, but they estimate it will probably be a year, if they could start, you know, in the



very near future. Then it would probably take a year to get this book out on the market and available again.

MR. WINFREE: I move, Mr. Chairman, that --

MR. KYLE: Wait a minute. I want to ask him a question. Are they going to do the book in color?

MR. YANCEY: Well, of course, this is a color print, in here, but --

MR. KYLE: I know, but all of them?

MR. YANCEY: Not all of it, no, sir. Some of it will remain as before, and you will have black and white diagrams in the book, but you will have color prints, color pages, and some black and white diagrams such as this.

MR. WINFREE: I move that Mr. Yancey and/or Mr. Hoffpauer proceed immediately to work up a contract with the LSU press on the updating of this book.

MR. KYLE: Second.

THE CHAIRMAN: It has been moved by



Mr. Winfree, seconded by Mr. Kyle, that the Director and Mr. Richard Yancey be empowered to see what we can do with the reprinting of the book.

Any discussion? Any opposition?

(No response)

There being none, so ordered.

(Text of the resolution
is here made part of
the record.)

WHEREAS, the book entitled
Louisiana Birds by Dr. George Lowery
has been out of print for several
years, and

WHEREAS, this book has proven
to be of great educational value to the
people of the State of Louisiana in
providing information on the life
history, habits, and types of birds, and

WHEREAS, there is a great need
for revising and reprinting this book
through the Louisiana State University



Press, and

THEREFORE, BE IT RESOLVED, that the Louisiana Wild Life and Fisheries Commission does hereby approve of the drafting of a contract which would authorize an expenditure of \$25,000.00 through the LSU press to reprint this book with stipulations being included in the contract that would specify that 6,500 copies would be printed at a price of \$12.00 per copy, with an expected return to the Commission of \$18,000.00 or \$19,000.00, plus 250 copies of the book.

BE IT FURTHER RESOLVED, that this contract be issued only after approval by the Division of Administration.

THE CHAIRMAN: Mr. Ensminger.

MR. ENSMINGER: Mr. Chairman and Gentlemen of the Commission, I have two items for your consideration today.



The first is a request that we have received from Cities Service Oil Company to install production facilities and a short pipeline of about 800 feet at their 2938 Lease, Well No. 10, on our Pass-a-Loutre waterfowl management area. This is just a production line and facility and I would recommend that we grant Cities Service Oil Company permission to install these facilities.

THE CHAIRMAN: You have heard the recommendation. What is your pleasure?

MR. NORRIS: I so move.

MR. KYLE: Second.

THE CHAIRMAN: It has been moved by Mr. Norris, seconded by Mr. Kyle, that we let Cities Service install a production platform.

Any opposition?

(No response)

Hearing none, so ordered.

MR. ENSMINGER: The second matter for your consideration is a request that we have received from Humble Oil and Refining Company



to install a short stub canal on State Lease 3498, Well No. 4, on their Marsh Island lease. This canal is only about 300 feet long. It comes into the refuge from the north side and would not pose any problem to us if the proper stipulations are incorporated in the permit.

I would like to recommend that they be granted permission to excavate this canal for drilling purposes.

MR. WINFREE: With your stipulations, of course.

MR. ENSMINGER: Yes.

THE CHAIRMAN: You have heard the recommendation. What is your pleasure?

MR. KYLE: I so move.

MR. WALKER: I will second.

THE CHAIRMAN: It has been moved by Mr. Kyle, seconded by Mr. Walker.

Any discussion? Any opposition?

(No response)

There being none, so ordered.

Mr. Schafer.



MR. SCHAFER: Mr. Chairman, Members of the Commission, on February 9 the Division of Administration opened bids for the replacement of the Bay Gardene marine research facility, which was destroyed by fire in June of last year. There were three bids received; one from Roy Gross Construction Company for \$193,000.00; one from Volunteer Construction Company for \$209,000.00; and from H. B. Fowler Construction Company for \$313,000.00.

Our personnel and the architect were present at these openings and we have a letter from Mr. Baker, the architect, requesting that we accept the low bid from Mr. Gross of \$193,000.00.

I so recommend.

THE CHAIRMAN: You have heard the recommendation. What is your pleasure?

MR. WINFREE: Mr. Schafer, what is the completion date of this marine facility?

MR. SCHAFER: About six months.

MR. WINFREE: Thank you.

MR. WALKER: Based upon the recommendation



of the architect that we accept this bid, I so move.

THE CHAIRMAN: It has been moved by Mr. Walker.

MR. KYLE: Second.

THE CHAIRMAN: Seconded by Mr. Kyle.
Any opposition?

(No response)

There being none, so ordered.

(Text of the resolution
is here made part of
the record.)

WHEREAS, on February 9, 1971,
the Louisiana Division of Administration
opened bids in Baton Rouge, Louisiana,
for the replacement of the Bay Gardene
facility, which was destroyed by fire
on July 8, 1970, and

WHEREAS, a total of three (3)
bids were tabulated for the construction,
with Commission personnel and the archi-
tect being present for this bid opening,



and,

WHEREAS, the architect, Mr. Bill Baker, by letter dated March 15, 1971, has recommended that the Commission accept the low bid of Roy J. Gross Construction Company,

THEREFORE, BE IT RESOLVED that the Louisiana Wild Life and Fisheries Commission does hereby accept the low bid of Roy J. Gross Construction Company of New Orleans, Louisiana, in the amount of \$193,000.00 for the construction of the Bay Gardene Marine Research Installation.

BE IT FURTHER RESOLVED that the Director be and he is hereby authorized and empowered to sign any and all documents for the execution of this project.

MR. SCHAFFER: The next item, Mr. Chairman, is a request --

MR. WINFREE: Just a moment, Mr. Schaffer.



Mr. Chairman, if this is not out of order, I would like to suggest that the contractor of this particular facility -- I am sure he would do it -- place a sign or a plaque, calling this the Bay Gardene Marine Research Center. That is just a request. That is not in the form of a motion, but I think, Harry, that you should talk to the architect.

THE CHAIRMAN:: I think Harry and the Director can take care of that.

MR. SCHAFER: We will put a dedication plaque on it, and this will be the name of it.

MR. WINFREE: As a marine research facility. Thank you.

THE CHAIRMAN: All right, next item.

MR. SCHAFER: The next item, we have a request for renewal of a permit to dredge sand and fill material from Atlas Construction Company from the Mississippi River near Bohemia, Louisiana, between Mile 44.8 and Mile 45.8. This request has been examined and meets all the requirements of the Commission.



I therefore recommend that this permit be granted.

MR. WINFREE: Just a point of information. What are these people doing with that fill? They seem like they have been in there for a long time. Are they building highways or --

MR. SCHAFER: They use it in construction.

THE CHAIRMAN: Any other questions?

MR. WINFREE: I so move.

MR. NORRIS: I second.

THE CHAIRMAN: It has been moved by Mr. Winfree, seconded by Mr. Norris. Any opposition?

(No response)

There being none, so ordered.

(Text of the resolution
is here made part of
the record.)

BE IT RESOLVED that the
Louisiana Wild Life and Fisheries
Commission does hereby grant permission to dredge sand and/or fill



material from the Mississippi River
near Bohemia, Louisiana, between
Mile 44.8 and Mile 45.8, to ATLAS
CONSTRUCTION CO., INC.

MR. SCHAFER: The next item is a
request from J. B. Talley & Co., Inc., request for
a permit to dredge for sand and fill material
from the Mississippi River, Mile 59 on the East
Bank in the vicinity of Phoenix, Louisiana. This
request has been examined and meets all the
requirements set forth by the Commission.

I therefore recommend that this permit
be granted.

MR. NORRIS: I so move.

MR. WINFREE: Second.

THE CHAIRMAN: It has been moved by Mr.
Norris, seconded by Mr. Winfree, that this permit
be granted to J. B. Talley & Co. Is there any
discussion? Any opposition?

(No response)

There being none, so ordered.

(Text of the resolution



is here made part of
the record.)

BE IT RESOLVED that the
Louisiana Wild Life and Fisheries
Commission does hereby grant permis-
sion to dredge sand and/or fill
material from the Mississippi River
on the East Bank at Mile 59 AHP in
the vicinity of Phoenix, Louisiana,
to J. B. TALLEY & CO., INC.

THE CHAIRMAN: Any other business to
come before the Commission?

MR. WINFREE: I would like to make
a statement, Mr. Chairman.

THE CHAIRMAN: All right.

MR. WINFREE: I am really at a loss
for words as to how to say this but I for one,
along with this Commission, am very proud of Mr.
Yancey having been selected as the Conservation-
ist of the Year, and I don't know whether it
would be in order that a resolution to that
effect be adopted by this Commission, other than



us just all telling Mr. Yancey right now that it was a job well done, and we congratulate him.

THE CHAIRMAN: I think that would be in order and I also think --

(Applause)

-- we have other men working for the Commission that were also so honored. Mr. Joe Herring --

MR. WINFREE: Well, he was a professional.

THE CHAIRMAN: I know, but he still works for the Commission.

MR. WINFREE: I'm just kidding, Clay.

MR. HOFFPAUER: Dr. St. Amant got the Outdoor Writers Award.

MR. WINFREE: Well, let me say this, certainly the recognition that I am alluding to now goes to all of our good staff people who have made this Commission what it is today, and we just couldn't do without them, and I for one appreciate it.

MR. HOFFPAUER: Mr. Chairman, as a



point of information, to the people from the Lake Bistineau area, we are coming up with the Lake Bistineau water regulation plan in the next meeting and it will be discussed in an open meeting at the next Commission meeting.

THE CHAIRMAN: That is at the April meeting?

MR. HOFFPAUER: April meeting. And another point of information --

MR. WINFREE: Before you go any further, Mr. Hoffpauer, now as I understood these people up there, there have been some problems relative to this drawdown from people that own camps there. Are you going to propose a plan and submit the plan and then the interested parties can come and rebut, or add to, your plan? Is that going to be the mechanics of this thing?

MR. HOFFPAUER: Well, we haven't really formulated the thing yet. It would be real good if you would have equal representation, rather than have a stacked meeting with all camp owners or all fishermen or something, but actually have



an equal number of camp owners and fishermen and so forth.

THE CHAIRMAN: Mr. Yancey had something on this and I think we ought to bring that out.

MR. YANCEY: In the interest of taking one thing at a time in regard to Lake Bistineau, I would suggest that you act only upon the proposed water level drawdown for Lake Bistineau at the next meeting. If you bring in all this camp business and these other things, I just don't think you could handle it in one meeting.

MR. WINFREE: Let's review it just like this for a moment. What do you think of this suggestion? Suppose that the Commission comes up with a proposed plan of drawdown and presents that plan at the next meeting. Then allow 30 days for any objections from interested parties in the area to be filed with the Commission and if the majority rules with the Commission's findings, then we proceed with the --

MR. HOFFPAUER: Mr. Winfree, would you like to conduct this meeting for us?



MR. YANCEY: Actually what we had planned to do here is to notify the people in the Shreveport-Minden area that this plan would be discussed and acted upon by the Commission if it so desired at the next meeting, but we wanted to give them a full month's notice that it is at the April meeting that this is going to be discussed and acted upon, so that if they want to come down and register any objections or any other comment, that would give them plenty of notice to come on into New Orleans and explain their views at the next meeting.

MR. WINFREE: Well, the point I am driving at, if we prepare a plan, that is just almost tantamount to adoption of the plan. I would like these people to be heard, have an opportunity to be heard, and then we come up with our own proposal, trying to do the best we know how.

MR. YANCEY: Well, what we could do at the April meeting, we could have Joe Herring or one of his fish and game staff people explain



the proposed plan, and then we could ask for comments from people.

MR. WINFREE: Well, now, I like that proposal.

MR. YANCEY: At the meeting. And those that are for the water level drawdown plan could get up and speak for it. Those that are against it could get up and speak against it, and they could register their objections to the plan and submit any evidence to the Commission for its consideration. Then if the Commission wanted to delay final action for another month, you could act on it at the May meeting, but present the plan and hear both sides.

MR. WINFREE: Well, I like that.

MR. YANCEY: It would give both sides the opportunity to be heard. It is a very controversial issue, I think.

MR. HOFFPAUER: Well, we had better move this meeting to City Hall or something, because you know that is when we are going to set the shrimp season, and there are going to be a



bunch of people here.

THE CHAIRMAN: That may be, all right, but I don't think we ought to make any decision now about whether we will take action on the proposal next meeting or not. We will see how much opposition or who comes down and talks for or against it.

MR. WALKER: Mr. Chairman, I certainly support Mr. Yancey's views that we have a hearing as such at the April meeting, and then take it under advisement, and then take what action we may see fit in May. I want to give them the opportunity to be heard. I am pretty close to this, now.

THE CHAIRMAN: Any other business to come before the meeting?

MR. NORRIS: I don't see why we don't conduct the Bistineau hearing the same way, the same format, as we conduct our seasons and bag limits. In other words, let the thing be taped, let all the evidence be brought in, and then with the advice of our technicians decide what



plan we want.

MR. WINFREE: Isn't that just about what we --

THE CHAIRMAN: In essence, that's just about what we are saying.

Well, that's settled. Any other business?

MR. HOFFPAUER: Mr. Chairman, I would like to bring something up.

THE CHAIRMAN: All right, Mr. Director.

MR. HOFFPAUER: To the Board's knowledge, there is an environmental planning conference which Louisiana Wild Life and Fisheries wasn't notified of any way whatsoever, and if we were, I'll stand corrected, but I have checked with all of the secretaries and we had received no notification of the meeting. It was held yesterday, today and tomorrow at the Roosevelt. It is about the airport out here and everything they have on here is environmental requirements, review procedures, environmental economics, airport environmental planning, and that's what



we are, that's our business, is environmental preservation and manipulation. If we were notified, I'll apologize to the people right now, but if they want to have a clandestine meeting over there, we found out about it, and it is one whole day, Wednesday, dedicated to talking about the impact on the environment. I just think it is rather shoddy of the people not to notify Louisiana Wild Life and Fisheries Commission, because we were charged with investigation of the airport site and consulted. I don't know how the slipup came, but it certainly did occur and we are not represented at the meeting.

MR. WINFREE: Mr. Chairman, I would like to say something. It seems to me that when the airport people met with this Commission, we told them at that time that we would have to make a study of this thing, which would take about a year --

MR. HOFFPAUER: Well, --

MR. WINFREE: -- and I assume that our people are working on that thing.



MR. HOFFPAUER: Well, here is what has transpired since then. The Airport Planning Commission has the responsibility of coming up with an environmental study which I understand since then they have let out to the Gulf South Research. They are looking from us a letter of no objection to the airport, and how they ever expect to get anything like that if we are not included in the meetings, I don't know. This is a three-day affair and it looks like they have 50 different topics in here.

MR. WALKER: What agency, Clark, is holding this meeting? EPA or --

MR. HOFFPAUER: You've got --

MR. WALKER: Department of Interior?

MR. HOFFPAUER: You've got EPA, you've got Department of Transportation, you have --

MR. WALKER: Department of Interior?

MR. HOFFPAUER: Department of Interior, I can't say. I haven't looked in here yet. So, if you don't mind, I guess we'll go over there this afternoon and tomorrow.



MR. WINFREE: Well, Mr. Director, I don't believe I would.

MR. WALKER: I don't think I would, either.

MR. HOFFPAUER: Well, it's still our responsibility to know what is going on.

MR. EDWARD LENNOX: I believe that the meeting Mr. Hoffpauer is speaking of is under the sponsorship of Airport Operators Council, International.

MR. HOFFPAUER: International, right.

MR. LENNOX: And this is a group of airport management folks from all over the world, not confined to the continental United States, and their hearing is airports, the problems involving the environment, not confined to Louisiana, but all over the world, and I think that the Director would be welcome at this meeting, although he did not get an invitation.

MR. WINFREE: Well, I don't like to go where I'm not invited.

MR. LENNOX: But this is international



and not confined to Louisiana or to Lake Pontchartrain.

THE CHAIRMAN: Mr. Lennox, are you extending an invitation to our Director?

(Laughter)

All right. Is there any other business to come before the Commission?

MR. WINFREE: I move adjournment.

MR. WALKER: Second.

THE CHAIRMAN: It has been moved by Mr. Winfree, seconded by Mr. Walker, that we adjourn. So ordered.

. . . . Thereupon, at 10:45
o'clock a.m., Tuesday,
March 23, 1971, the meeting
was adjourned. . . .

